

AFFIDAVIT OF NON-DEVELOPMENT

BOOK 0686 PAGE 0585

STATE OF WEST VIRGINIA**COUNTY OF MARSHALL**, to-wit:

I, Brian H. Teague of 4051 Jefferson Ave Washington DC
being of lawful age and being duly sworn, state that for the past 20 years I have been very familiar with the use
and occupancy of that certain tract of land described as follows, to wit:

Legal Description: Subject lands situate in the Liberty District, Marshall County, West Virginia, being 107.76 acres,
more or less, Tax Map 28 Parcel 5.

The Lands were subject to the following Oil and Gas Leases (the "Leases")

- a. Oil and Gas Lease of 110 acres from John A. Pyles to Parker & Sandek, dated September 23, 1889, of record in the aforesaid Clerk's office in Deed Book No. 33, at page 342, for the term of five (5) years.
- b. Oil and Gas Lease of 206 acres from J. A. Pyles to S. H. Vandergift, dated July 17, 1894, of record in the aforesaid Clerk's office in Deed Book No. 43, at page 503, for the term of five (5) years.
- c. Oil and Gas Lease of 206 acres from J. A. Pyles to C. J. Ford, dated May 8, 1895, of record in the aforesaid Clerk's office in Deed Book No. 49, at page 254, for the term of five (5) years.
- d. Oil and Gas Lease of 355 acres from J. A. Pyles and Louisa Pyles, his wife, to E. H. Jennings & Bros., dated February 5, 1898, of record in the aforesaid Clerk's office in Deed Book No. 56, at page 487, for the term of ten (10) years.
- e. Oil and Gas Lease of 360 acres from J. A. Pyles and Louisa A. Pyles, his wife, to W. H. Loper, dated February 10, 1902, of record in the aforesaid Clerk's office in Deed Book No. 83, at page 302, for the term of five (5) years.
- f. Oil and Gas Lease of 110 acres from J. A. Pyles and Louisa A. Pyles, his wife, to Chas. McCamic, dated May 23, 1905, of record in the aforesaid Clerk's office in Deed Book No. 118, at page 65, for the term of ten (10) years.
- g. Oil and Gas Lease of 115 acres from V. B. Pyles, single, to The Manufacturers Light & Heat Company, dated June 18, 1915, of record in the aforesaid Clerk's office in Deed Book No. 146, at page 80, for the term of ten (10) years.
- h. Oil and Gas Lease of 115 acres from V. B. Pyles, single, to The Manufacturers Light & Heat Company, dated February 17, 1925, of record in the aforesaid Clerk's office in Deed Book No. 186, at page 134, for the term of two (2) years.
- i. Oil and Gas Lease of 115 acres from V. B. Pyles, single, to The Manufacturers Light & Heat Company, dated May 6, 1927, of record in the aforesaid Clerk's office in Deed Book No. 187, at page 112, for the term of two (2) years.
- j. Oil and Gas Lease of 115 acres from V. B. Pyles, single, to The Manufacturers Light & Heat Company, dated March 16, 1929, of record in the aforesaid Clerk's office in Deed Book No. 196, at page 181, for the term of two (2) years.
- k. Oil and Gas Lease of 115 acres from V. B. Pyles, single, to The Manufacturers Light & Heat Company, dated January 2, 1931, of record in the aforesaid Clerk's office in Deed Book No. 197, at page 258, for the term of three (3) years.
- l. Oil and Gas Lease of 115 acres from V. B. Pyles, single, to The Manufacturers Light & Heat Company, dated May 7, 1934, of record in the aforesaid Clerk's office in Deed Book No. 198, at page 532, for the term of four (4) years.
- m. Oil and Gas Lease of 115 acres from V. B. Pyles, single, to The Manufacturers Light & Heat Company, dated June 7, 1938, of record in the aforesaid Clerk's office in Deed Book No. 209, at page 181, for the term of four (4) years.
- n. Oil and Gas Lease of 115 acres from V. B. Pyles, single, to The Manufacturers Light & Heat Company, dated April 20, 1942, of record in the aforesaid Clerk's office in Deed Book No. 220, at page 255, for the term of four (4) years.
- o. Oil and Gas Lease of 115 acres from V. B. Pyles, single, to The Manufacturers Light & Heat Company, dated April 20, 1942, of record in the aforesaid Clerk's office in Deed Book No. 227, at page 84, for the term of four (4) years.
- p. Oil and Gas Lease, (Lease No. 26391), of 115 acres from E. C. Pyles, single, to The Manufacturers Light & Heat Company, dated February 8, 1952, of record in the aforesaid Clerk's office in Deed Book No. 272, at page 171, for the term of five (5) years.

That I know of my own knowledge that no oil and/or gas is currently being produced under the terms of the aforesaid Leases upon any of the above described property; that to my knowledge no royalties are currently being paid pursuant to the aforesaid Leases on the above described property; and that I know to the best of my own knowledge that the aforesaid Leases have heretofore been abandoned, surrendered and otherwise terminated.

I further state that I know to the best of my own knowledge that no production of oil and/or gas is currently being produced pursuant to the aforesaid Leases on other property covered by said Leases, if any, or other property pooled or unitized therewith, if any.

Further Affiant sayeth naught.

Executed this 23 day of July, 2009

ACKNOWLEDGEMENT

STATE OF PA
COUNTY OF Washington} SS:

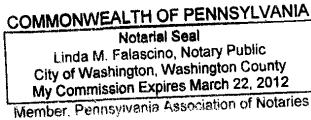
On the 23 day of July, 2009, before me personally came the above named: Brian H. Teagarden being person(s) known to me to be the same person(s) described herein and who acknowledge having executed the foregoing instrument.

My commission expires 3-22-12

Linda M. Falascino
Signature / Notary Public

Linda M. Falascino
Name / Notary Public (print)

County Recorder: Please return recorded document to Mason Dixon Energy, Inc., 101 Cambridge Place, Bridgeport, WV 26330



JAN PEST
MARSHALL County 01:24:09 PM
Instrument No 1275937
Date Recorded 10/14/2009
Document Type O&G
Book-Page 686-585
Recording Fee \$5.00
Additional \$6.00

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 23rd day of July, 2009, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 14th day of October, 2009 at 1:24 o'clock P.M.

TESTE:

Clerk.